

ORIGINAL

ex parte shn time mtn modify rule 16 order

Of Counsel:

ROBBINS & ASSOCIATES

Attorneys at Law

A Law Corporation

KENNETH S. ROBBINS 1000-0

LEIGHTON M. HARA 7826-0

WENDY M. YAMAMOTO 8049-0

2200 Davies Pacific Center

841 Bishop Street

Honolulu, Hawaii 96813

Telephone: (808) 524-2355

Facsimile: (808) 526-0290

Email: [krobbins@robbinsandassociates.net](mailto:krobbins@robbinsandassociates.net)

FILED IN THE  
UNITED STATES DISTRICT COURT  
DISTRICT OF HAWAII

JAN 19 2006  
at 10 o'clock and 45 min. M  
SUE BEITIA, CLERK

DAVIS WRIGHT TREMAINE

DOUGLAS ROSS

2600 Century Square

1501 Fourth Avenue

Seattle, Washington 98101

Telephone: (206) 628-7754

Facsimile: (206) 628-7699

Email: [douglasross@dwt.com](mailto:douglasross@dwt.com)

LODGED

JAN 18 2006  
6:22 pm  
CLERK, U. S. DISTRICT COURT  
DISTRICT OF HAWAII

Attorneys for Defendants

HAWAII PACIFIC HEALTH;

KAPI'OLANI MEDICAL SPECIALISTS;

AND KAPI'OLANI MEDICAL CENTER

FOR WOMEN AND CHILDREN

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

HAWAII CHILDREN'S BLOOD AND ) CIVIL NO. CV03-00708 SOM-LEK  
CANCER GROUP, ) (Other Civil Action)  
)

Plaintiff,

vs.

HAWAI'I PACIFIC HEALTH;  
KAPI'OLANI MEDICAL  
SPECIALISTS; KAPI'OLANI  
MEDICAL CENTER FOR  
WOMEN AND CHILDREN,

Defendants.

) DEFENDANTS HAWAI'I PACIFIC  
) HEALTH, KAPI'OLANI MEDICAL  
) SPECIALISTS AND KAPI'OLANI  
) MEDICAL CENTER FOR WOMEN  
) AND CHILDREN'S EX PARTE  
) MOTION TO SHORTEN TIME FOR  
) HEARING ON DEFENDANTS  
) HAWAI'I PACIFIC HEALTH,  
) KAPI'OLANI MEDICAL  
) SPECIALISTS AND KAPI'OLANI  
) MEDICAL CENTER FOR WOMEN  
) AND CHILDREN'S MOTION TO  
) MODIFY AMENDED RULE 16  
) SCHEDULING ORDER AND TO  
) HEAR DEFENDANTS' MOTION TO  
) MODIFY AMENDED RULE 16  
) SCHEDULING ORDER PRIOR TO  
) HEARING PLAINTIFF'S MOTION  
) TO STRIKE OR DISMISS  
) DEFENDANTS' RENEWED  
) MOTION TO DISMISS;  
) DECLARATION OF KENNETH S.  
) ROBBINS; EXHIBITS "A"-"B";  
) ORDER GRANTING DEFENDANTS  
) HAWAI'I PACIFIC HEALTH,  
) KAPI'OLANI MEDICAL  
) SPECIALISTS AND KAPI'OLANI  
) MEDICAL CENTER FOR WOMEN  
) AND CHILDREN'S EX PARTE  
) MOTION TO SHORTEN TIME FOR  
) HEARING ON DEFENDANTS  
) HAWAI'I PACIFIC HEALTH,  
) KAPI'OLANI MEDICAL  
) SPECIALISTS AND KAPI'OLANI  
) MEDICAL CENTER FOR WOMEN  
) AND CHILDREN'S MOTION TO  
) MODIFY AMENDED RULE 16  
) SCHEDULING ORDER AND TO  
) HEAR DEFENDANTS' MOTION TO

) MODIFY AMENDED RULE 16  
) SCHEDULING ORDER PRIOR TO  
) HEARING PLAINTIFF'S MOTION  
) TO STRIKE OR DISMISS  
) DEFENDANTS' RENEWED  
) MOTION TO DISMISS;  
) CERTIFICATE OF SERVICE  
)  
) JUDGE: SUSAN OKI MOLLWAY  
) U.S. District Judge  
)  
) LESLIE E. KOBAYASHI  
) U.S. Magistrate  
) TRIAL: 5/23/06

---

DEFENDANTS HAWAI'I PACIFIC HEALTH,  
KAPI'OLANI MEDICAL SPECIALISTS AND KAPI'OLANI MEDICAL  
CENTER FOR WOMEN AND CHILDREN'S EX PARTE MOTION TO  
SHORTEN TIME FOR HEARING ON DEFENDANTS HAWAI'I PACIFIC  
HEALTH, KAPI'OLANI MEDICAL SPECIALISTS AND KAPI'OLANI  
MEDICAL CENTER FOR WOMEN AND CHILDREN'S MOTION TO  
MODIFY AMENDED RULE 16 SCHEDULING ORDER AND TO HEAR  
DEFENDANTS' MOTION TO MODIFY AMENDED RULE 16 SCHEDULING  
ORDER PRIOR TO HEARING PLAINTIFF'S MOTION TO STRIKE OR  
DISMISS DEFENDANTS' RENEWED MOTION TO DISMISS

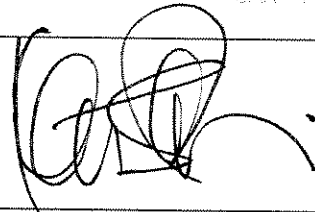
COME NOW Defendants Hawai'i Pacific Health, Kapi`olani Medical Specialists and Kapi`olani Medical Center for Women and Children (collectively "HPH Defendants"), by and through their attorneys, Robbins & Associates, and move this Honorable Court, ex parte, for an order permitting HPH Defendants to shorten the time within which to have a hearing on Defendants Hawai'i Pacific Health, Kapi`olani Medical Specialists and Kapi`olani Medical Center for Women and Children's Motion to Modify Amended Rule 16 Scheduling Order, filed

contemporaneously herewith, and to hear HPH Defendants' Motion to Modify Amended Rule 16 Scheduling Order prior to hearing Plaintiff's Motion to Strike or Dismiss Defendants' Renewed Motion to Dismiss.

The instant Motion is made pursuant to Rules 6(d) and 7, Federal Rules of Civil Procedure, Rules 7.1 and 7.2(b) of the Local Rules of Practice for the United States District Court for the District of Hawaii, the Declaration of Kenneth S. Robbins, and the record and files herein.

DATED: Honolulu, Hawaii, \_\_\_\_\_

JAN 18 2006



KENNETH S. ROBBINS  
LEIGHTON M. HARA  
WENDY M. YAMAMOTO

Attorneys for Defendants  
HAWAI'I PACIFIC HEALTH,  
KAPI'OLANI MEDICAL SPECIALISTS  
AND KAPI'OLANI MEDICAL CENTER  
FOR WOMEN AND CHILDREN

Civil No. CV03-00708 SOM-LEK; Hawaii Children's Blood and Cancer Group v. Hawai'i Pacific Health, et al.; DEFENDANTS HAWAI'I PACIFIC HEALTH, KAPI'OLANI MEDICAL SPECIALISTS AND KAPI'OLANI MEDICAL CENTER FOR WOMEN AND CHILDREN'S EX PARTE MOTION TO SHORTEN TIME FOR HEARING ON DEFENDANTS HAWAI'I PACIFIC HEALTH, KAPI'OLANI MEDICAL SPECIALISTS AND KAPI'OLANI MEDICAL CENTER FOR WOMEN AND CHILDREN'S MOTION TO MODIFY AMENDED RULE 16 SCHEDULING ORDER AND TO HEAR DEFENDANTS' MOTION TO MODIFY AMENDED RULE 16 SCHEDULING ORDER PRIOR TO HEARING PLAINTIFF'S MOTION TO STRIKE OR DISMISS DEFENDANTS' RENEWED MOTION TO DISMISS